

cessary, in the fifth article, as follows: "The Congress, whenever two thirds of both Houses shall deem it necessary, shall propose amendments to this Constitution: or on the application of the Legislatures of two thirds of the several States, shall call a convention for proposing amendments, which, in either case, shall be valid, to all intents and purposes, as part of this constitution when ratified by the Legislatures of three fourths of the several States, or by conventions in three fourths thereof, as the one or the other mode of ratification may be proposed by the Congress." Any other mode must therefore be repugnant to its provisions.

Resolved, That such a Convention to propose amendments, when called by Congress, must be, in the nature of things, a Convention of the people from whom the Constitution derived its authority, and by whom alone it can be altered, and not a convention of the States.

Resolved, That no such political assemblage as a Convention of the *States*, could take place as a constitutional organ of government; and that, if assembled, it could have no such power as that set forth by the Resolutions of South Carolina, "to consider and determine such questions of disputed power as have arisen between the States of this Confederacy and the General Government."

Resolved, That it is not expedient for Congress to call "a convention for proposing amendments" at this time.—But that if any amendments be necessary, it comports with the views of the General Assembly of this State, that they should be proposed in the other mode provided by the Constitution—"by two thirds of both Houses of Congress."

Resolved, That the governor be requested to transmit copies of these resolutions to the Governors of the several States, with a request that they may be laid before the Legislatures of the respective States; and also to our Senators and to our Representative in Congress, to be by them laid before Congress for consideration.

JOSHUA BURTON,
Speaker of the Senate.

THOMAS DAVIS,
Speaker of the House of Representatives.

Passed at Dover,
January 25, 1833.